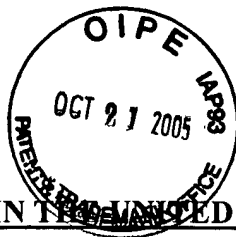


PATENT
TF-8517



ATTORNEY DOCKET: D1815-00138

IFW

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In Re Application of: John F. Porter

Confirmation No. 7560

Serial No. 10/696,751

Examiner: Maki, Steven D.

Filed: October 29, 2003

Group Art Unit: 1733

For: Methods of Making Smooth Reinforced Cementitious Boards

I hereby certify that this correspondence is being deposited with the United States Postal Service on the date shown below with sufficient postage as first class mail and addressed to: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450

Date: October 19, 2005

By: Mary La Grange

M.S.
Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

Dear Sir:

INFORMATION DISCLOSURE STATEMENT TRANSMITTAL LETTER

Enclosed herewith is an Information Disclosure Statement pursuant to 37 CFR. § 1.56 in connection with the above-identified application, which statement is being filed:

☐ Together with the present application.

☒ Before the first Office Action on the merits or three (3) months from the filing date of this application, whichever occurs last. [37 CFR § 1.97(b)]

☐ After the first Office Action on the merits, but before a Final Office Action under §1.113 or Notice of Allowance under §1.311, whichever occurs first. [37 CFR §1.97(c)]. (Either the fee or certification is provided, as set forth below).

☐ After a Final Office Action under §1.113 or Notice of Allowance under §1.311, but prior to or with payment of the Issue Fee. [37 CFR §1.97(d)]. The fee and certification are provided, as set forth below).

Consistent with Applicant's obligations pursuant to 37 CFR §§1.97 and 1.98, the following requirements have been met:

☒ No separate requirements are needed.

☒ No additional fee is required.

Fee Under 37 CFR § 1.97(c) or 1.97(d)

☐ The fee of \$180.00 for submission of an IDS under § 1.97(c) as set forth in § 1.17(p) accompanies this statement.

☐ Please charge the fee of \$180.00 for submission of an IDS under § 1.97(c) or (d) as set forth in § 1.17(p) to Deposit Account 04-1679.

Certification Under 37 CFR § 1.97(e)

The undersigned certifies:

☐ 1 that each item of information contained in the information disclosure statement was first cited in a communication from a foreign patent office in a counterpart foreign application not more than three months prior to the filing of the information disclosure statement; or

☐ 2 that no item of information contained in the information disclosure statement was cited in a communication from a foreign patent office in a counterpart foreign application, and, to the knowledge of the person signing the statement after making reasonable inquiry, no item of information contained in the information disclosure statement was known to any individual designated in §1.56(c) more than three months prior to the filing of the information disclosure statement.

Provision of Copies of References

☒ A copy of each of the Foreign and Non-Patent references listed on the attached Form PTO-1449 is enclosed herewith and forms a part hereof.

☐ Partial Translations of References are enclosed herewith and form a part hereof.

☐ A copy of the European Search Report from a corresponding or related EPO application is enclosed herewith.

☐ A copy of the International Search Report from a corresponding or related PCT application is enclosed herewith.


Identification of Prior Application(s) In Which Listed Information Was Already Cited And For Which No Copies Are Submitted Or Need Be Submitted

[X] This application relies, under 35 U.S.C. § 120, on the earlier filing date of prior U.S. Application No(s). 10/155,650, filed May 23, 2002, and U.S. Application No(s). 09/478,129, filed January 5, 2000. The following references were submitted to, and/or cited by, the Office in the prior application(s) and therefore are not required to be provided in this application: previously submitted

The Commissioner is hereby authorized to charge any fees associated with this communication or credit any overpayment to Deposit Account No. 04-1679.

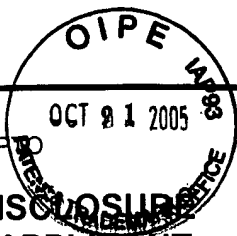
Respectfully submitted,

Date: 10.19.05



Gerald K. Kita
Registration No. 24,125

Customer No. 08933
DUANE MORRIS LLP
30 South 17th Street
Philadelphia, PA 19103-4196
215-979-1863 tel
215-979-1020 fax



Substitute for form 1449A/PTO

**INFORMATION DISCLOSURE
STATEMENT BY APPLICANT**

(use as many sheets as necessary)

Sheet 1 of 1

ATTY. DOCKET NO.
D1815-00138APPLICATION NO.
10/696,751FIRST NAMED APPLICANT
Porter, JohnEXAMINER
Maki, StevenFILING DATE
October 29, 2003GROUP
1733**U.S. PATENT DOCUMENTS**

| EXAMINER INITIALS | Cite No. | DOCUMENT NUMBER | Name of Patentee or Applicant of Cited Document | Date of Publication of Cited Document MM-DD-YYYY | Pages, Columns, Lines Where Relevant Passages or Relevant Figures Appear |
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|----------------------|-------------|--------|-----------------|----------------|--|--|---|
| | D | | GB 2023687 | United Kingdom | 01 March 1979 | | |
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OTHER DOCUMENTS

| Examiner Initials | Cite No. | Include name of the author (in CAPITAL LETTERS), title of the article (when appropriate), title of the item (book, magazine, journal, serial, symposium, catalog, etc.), date page(s), volume-issue number(s), publisher, city and/or country where published. |
|-----------------------|-------------|--|
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| EXAMINER SIGNATURE | | DATE CONSIDERED |